

'No discrimination' ruled

A Will County Circuit Court ruling by Associate Judge Thomas Faulkner in a pay dispute between a corporation and a woman employe was upheld recently by the Third District Appellate Court.

Judges in the Appellate Court at Ottawa upheld Faulkner's summary judgment that there was insufficient evidence to establish that Uniroyal, Inc. had discriminated against Marjorie Lemire of 403 Davison St. who

was Marjorie Metes at time of employment.

She had sought \$4,860 for the higher classification she contended the company kept her from working in during a two-year period.

The plaintiff said she was hired as a clerk but instead worked as a radio dispatcher.

Faulkner allowed a defense motion for a directed verdict against the plaintiff at the end of a two-day trial. He said while

it was clear she did some radio dispatching duties, it wasn't clear that those weren't the same as duties of a clerk.

He added that while there was evidence certain employes were classified as dispatchers, there wasn't evidence Uniroyal had a job classification of "radio dispatcher."

The outcome of the case had been watched by business firms, corporations, unions and former Uniroyal employes.

The case first came to trial in June, 1973 but a mistrial was declared after a prospective juror indicated he had worked in a higher classification without proper pay. The presiding judge ruled the comment might influence jurors already selected and seated for that trial.

The case was put back on the jury trial calendar and was heard in May, 1974. The appeal was filed within 30 days and was decided earlier this month at the appellate level.